

# United States District Court

Southern

DISTRICT OF

New York

Natural Resources Defense Council, Inc.

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

United States Environmental Protection Agency

**JUDGE MARRERO**

TO: (Name and address of defendant)

United States Environmental Protection Agency  
Ariel Rios Building, 1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460  
Phone: (202) 272-0167

**08 CV 6234**

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Nancy S. Marks  
Natural Resources Defense Council, Inc.  
40 West 20th Street  
New York, NY 10011  
Phone: (212) 727-2700  
Fax: (212) 727-1773

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**JUL 10 2008**

**J. MICHAEL McMAHON**

CLERK

DATE

*Catherine Lapley*

(BY) DEPUTY CLERK

AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

<b>RETURN OF SERVICE</b>		
Service of the Summons and Complaint was made by me <sup>1</sup>	DATE <u>07/10/2008</u>	
NAME OF SERVER (PRINT) <u>Elaina De Meyere</u>	TITLE <u>Litigation Assistant</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ _____		
<input type="checkbox"/> Returned unexecuted: _____ _____ _____		
<input checked="" type="checkbox"/> Other (specify): <u>Served via certified mail (USPS) with return receipt requested</u> _____ _____		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL <u>\$20.76</u>
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <p>Executed on <u>07/10/2008</u></p> <p style="text-align: center;">Date</p> </div> <div style="width: 45%;"> <p><u><i>EC. De Meyere</i></u></p> <p style="text-align: center;">Signature of Server</p> </div> </div> <div style="margin-top: 20px; text-align: center;"> <p><u>NRDC 40 W. 20<sup>th</sup> Street NY, NY 10011</u></p> <p style="text-align: center;">Address of Server</p> </div> <div style="margin-top: 100px; text-align: right;"> <p><u><i>Elaina De Meyere</i></u></p> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

# **Attachment 1**

Mukasey, Return Receipt

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>		A. Signature <i>Samuel P. [illegible]</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to: <i>Michael B. Mikasay</i> <i>US Attorney General</i> <i>US Dept. of Justice</i> <i>350 Pennsylvania Ave, N.W.</i> <i>Washington DC 20530-001</i>		B. Received <i>501</i> Printed Name <i>14</i> 2008	C. Date of Delivery
2. Article Number (Transfer from service label) <i>7008 1140 0000 5541 2148</i>		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
		3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

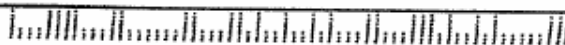
UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

*Elaina De Meyere*  
*NRDC*  
*40 West 20<sup>th</sup> Street*  
*New York, NY 10011*



## **Attachment 2**

Johnson, Return Receipt

Dickson County, Tenn

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Stephen L. Johnson, Administrator  
 US EPA  
 Ariel Rios Building, Mail Code 1101A  
 1200 Pennsylvania Ave, N.W.  
 Washington DC 20460

## 2. Article Number

(Transfer from service label)

7008 1140 0000 5541 2174

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

## A. Signature


☐ Addressee

## B. Received by (Printed Name)

## C. Date of Delivery

7/14/08

- D. Is delivery address different from item 1? ☐ Yes  
 If YES, enter delivery address below: ☐ No

## 3. Service Type

- ☐ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

## 4. Restricted Delivery? (Extra Fee)

☐ Yes

UNITED STATES POSTAL SERVICE 2100 11203 1001

First-Class Mail  
 Postage & Fees Paid  
 USPS  
 Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box •

Elaina De Meyere  
 NRDC  
 40 West 20<sup>th</sup> Street  
 New York, NY 10011

## **Attachment 3**

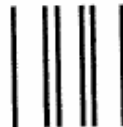
Clerk, Return Receipt

*Dickson County FOIA*

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  X <i>[Signature]</i> <input type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)  <i>William Gonn</i></p> <p>C. Date of Delivery  <i>7-11-08</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:  <i>Civil Process Clerk</i>  <i>US Attorney for SDNY</i>  <i>Civil Division</i>  <i>86 Chambers Street, 3rd floor</i>  <i>New York, NY 10007</i></p>	<p>3. Service Type  <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number  (Transfer from service label) <i>7008 1140 0000 5541 2181</i></p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

*Elaina De Meyere*  
*NRDC*  
*40 West 20th Street*  
*New York, NY 10011*

